

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

U.S. BANK NATIONAL
ASSOCIATION,

2:11-CV-1534 JCM (VCF)

Plaintiff,

V.

JOHNNY A. RIBEIRO, JR.,

Defendants.

ORDER

Presently before the court is matter of *U.S. Bank National Association v. Ribeiro*, case number 2:11-cv-01534-JCM-VCF.

As a preliminary matter, six similar cases have been consolidated into this case number “for pretrial purposes, including case management, discovery and dispositive motion practice, including motions for summary judgment.” (Doc. # 20).¹ Seven partial summary judgments have been filed in this case (docs. ## 41, 42, 43, 46, 50, 51, 52), along with responses in opposition (docs. ## 117-122) and replies (docs. ## 127-133). Additionally, defendant filed a counter-motion for summary judgment. (Doc. # 72). Each of plaintiff’s partial summary judgment motions pertains to the facts and loans in one of the seven cases.

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¹ The other six case numbers are: (1) 2:11-cv-01540; (2) 3:11-cv-00689; (3) 3:11-cv-00690; (4) 3:11-cv-00691; (5) 3:11-cv-00695; and (6) 3:11-cv-00696.

The parties have filed a notice of settlement. (Doc. # 139). The parties have “reached a settlement” and “are currently drafting the settlement documents.” (*Id.*). The notice of settlement has mooted the current pending motions. The motions are therefore denied without prejudice.

4 || Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiff's seven partial summary judgment motions (docs. ## 41, 42, 43, 46, 50, 51, and 52) be, and the same hereby, are DENIED as moot. The motions are denied without prejudice.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that defendant's counter-
9 motion for summary judgment (doc. # 72) be, and the same hereby, is DENIED as moot. The
10 motion is denied without prejudice.

11 DATED February 28, 2013.

Xem C. Mahan
UNITED STATES DISTRICT JUDGE